S.B. CRIMINAL REVISION PETITION NO.107/2007.

(RAMESHWAR LAL VS. STATE & ORS.)

DATE OF ORDER : 20.11.2007.

HON'BLE MR. GOVIND MATHUR, J.

Mr. Rajesh Bhati for Mr. Rajesh Panwar for the petitioner.
Mr. Vishnu Kachhawaha, Public Prosecutor.

By this revision petition under Section 397 read with Section 401 Cr.P.C, a challenge is given to the judgment dated 09.11.2006 acquitting respondents Akha Ram, Ashok Kumar, Deepa Ram and Mamraj for the offences under Sections 341, 323, 324 read with Section 34 IPC.

While assailing validity of the judgment impugned, the contention of counsel for the petitioner is that learned Additional Sessions Judge (Fast Track) NO.2, Bikaner while acquitting the respondents committed a material irregularity by applying the rules of private defence. It is asserted that the revisional petitioner suffered injuries and those cannot be considered to be a resultant of a private defence.

I have examined the judgment impugned and also the record.

From perusal of the judgment impugned, it is apparent that the learned trial court considered the entire evidence available on record and reached on a specific conclusion that Rameshwar received an injury in left foot finger through a *jai* and that *jai* was used by Akha Ram while defending himself. I do not find any error in the judgment impugned that may warrant interference of this Court in its revisional jurisdiction.

The revision petition is accordingly dismissed.

(GOVIND MATHUR)J.

Anil/